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VIA E-FILEING AND U.S. MAIL

Hon. Tonianne J. Bongiovanni, U.S.M.J.
United States District Court
402 East State Street
Trenton, New Jersey 08608

Re: Chavarriaga v. N.J. Dep't of Corr.
Civil Action No. 12-4313 (MAS-TJB)

Dear Judge Bongiovanni:

Per our telephone conference last week, my adversary, Mr. Gross, has e-filed a letter that describes the discovery he maintains plaintiff must have in order to respond to the defense's pending dispositive motion. Given the approaching holidays, my co-counsel, DAG Moratti, and I will not be in a position to confer not only with each other but also with the Department of Corrections, as to the feasibility of producing these requested documents, which also include brand-new discovery requests not previously raised.

I do not believe the defense was given a specific date to respond, but I want to advise the court that it likely cannot be done until after New Year's Day, and that the defense will respond as soon as possible without unnecessary delay.

Respectfully submitted,

JEFFREY S. CHIESA
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By: /s/ Daniel M. Vannella
Daniel M. Vannella
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c: Counsel of record (CM/ECF)

